

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

JANET ESTEBAN,

Plaintiff,

v.

KAISER FOUNDATION HOSPITALS; THE  
PERMANENTE MEDICAL GROUP, INC.;  
KATHRYN ZENDER; YVETTE CARMEGNANI;  
and DOES 1-50, inclusive,

Defendants.

No. 10-03129 CW

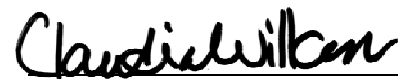
ORDER REMANDING  
PLAINTIFF'S  
DEFAMATION AND  
LIBEL CLAIMS TO  
SAN FRANCISCO  
COUNTY SUPERIOR  
COURT

At a hearing on September 16, 2010, the Court granted in part and denied in part Plaintiff Janet Esteban's Motion to Remand (Docket No. 20) and granted in part and denied in part Defendants Kaiser Foundation Hospitals and The Permanente Medical Group, Inc.'s Motion for Judgment on the Pleadings (Docket No. 16). The Court granted judgment against Plaintiff on her negligence claim, which was held to be preempted by § 301 of the Labor Management Relations Act. However, the Court concluded that § 301 did not preempt Plaintiff's defamation and libel claims and ordered that they be remanded to state court.

In accordance with the Court's ruling, the Clerk shall remand Plaintiff's defamation and libel claims to San Francisco County Superior Court.

IT IS SO ORDERED.

Dated: 10/7/2010



CLAUDIA WILKEN  
United States District Judge